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# ***Public Utilities Commission of the State of California***

*Wesley M. Franklin, Executive Director*

**Headquarters**

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

**Southern California Office**

320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

[Online Calendar Archive: http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

## **Daily Calendar Monday, July 9, 2001**

- Regular Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/  
Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Submissions
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

### REGULAR COMMISSION BUSINESS MEETINGS

|                 |       |               |
|-----------------|-------|---------------|
| July 12, 2001   | 10 am | San Francisco |
| August 2, 2001  | 10 am | San Francisco |
| August 23, 2001 | 10 am | San Francisco |

### COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

|                 |         |               |
|-----------------|---------|---------------|
| July 9, 2001    | 1:30 pm | San Francisco |
| July 30, 2001   | 1:30 pm | San Francisco |
| August 20, 2001 | 1:30 pm | San Francisco |

### NOTICE TO PEOPLE WITH DISABILITIES

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics (also posted in the Daily Calendar on the CPUC website).

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

- e-mail: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)  
Voice: 415-703-2074  
FAX: 415-703-1758 (Attn: Public Advisor)
- TTY: 1-866-836-7825 (toll-free)
- 1-415-703-5282

### NOTICES

#### **Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West

4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

**Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

**Commission Resources Available for Rental**

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

**SUBSCRIPTION INFORMATION**

**Subscription Notice for Draft Agenda Items**

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above.

Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

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**Subscription Notice for Daily Calendar and/or Agenda**

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

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**COMMISSIONER OFFICE HOURS**

NONE

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**PUBLIC MEETING & WORKSHOPS**

**Workshop Notice/Public Meeting (NEW ROOM NUMBER!)**

|  |   |
|--|---|
| <i>July 10, 2001</i><br><i>9 am - 5 pm</i><br><br><i>and</i><br><br><i>July 11, 2001</i><br><i>9 am - 5 pm</i> | <i>California Public Utilities Commission</i><br><i>505 Van Ness Avenue, Room <b>4211</b></i><br><i>(Corner of Van Ness and McAllister Street)</i><br><i><b>San Francisco</b></i> |
|--|---|

The ULTS Marketing Board (ULTSMB) will hold its regular meeting to discuss the following: Review/Approve Meeting Minutes; Discussion of ULTSMB Staff Marketing and Outreach Activities; Review ULTSMB Project Manager's Report; Program Assessment Contract Update; Market Research Contract Update: Interim Marketing Program Phase II Contract Update: Discuss ULTSMB Activities and Timeline for 2001; CPUC Staff Report and Action Items; SB 669 Transition Plan Update; Discuss G.O. 153 Implementation; Review/Approve Petition to Modify D. 97-12-105 Regarding Board Membership Issues; Review and Approve Administrative Report and Action Items; ULTS Administrative Committee Update; Review and Approve ULTSMB Expenses for June 2001; Begin Developing 2001 ULTSMB Annual Report; Review ULTSMB Correspondences; Discuss Long Term ULTS Marketing Strategic Plan; Announcements; Set Future Agenda Items; Hear Public Comments. **Review and Approve Call Center RFP and letter to President Lynch.**

The general meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to receive an agenda or full meeting packet, please notify the ULTS Trust Office at (510) 452-2757.

**Public Meeting**

July 12, 2001  
9:30 am

California Public Utilities Commission  
505 Van Ness Avenue, Room 3204  
(Corner of Van Ness Avenue and McAllister Street)  
**San Francisco**

The CHCF-A, the CHCF-B, and the CTF Administrative Committees will hold a meeting on July 12, 2001, to discuss: (1) Introductions; (2) Public Comments; (3) Review/Approval of June 14, 2001, Public Meeting Minutes; (4) CHCF-A: Review/Approval of Expenses and Claims, Review/Approval of Payment Letter(s), Status Report on Financial Condition and Review/Approval of Investment Portfolio, Discussion/Approval of Implementation of Fund Transfer, Status Report on Surcharge Rate and Approved State Budget Amount, Discussion/Adoption of Revisions to Charter and Trust Agreement, & Status Report on CHCF-A Financial Audit; (5) CHCF-B: Review/Approval of Expenses and Claims, Review/Approval of Payment Letter(s), Status Report on Financial Condition and Review/Approval of Investment Portfolio, Discussion/Approval of Implementation of Fund Transfer, Status Report on Surcharge Rate and Approved State Budget Amount, Discussion/Adoption of Revisions to Charter and Trust Agreement, Status Report on CHCF-B Financial Audit, Status Report on the Attestation Examinations of Pacific Bell, AT&T Communications of CA & Wirelessco, L.P., DBA Sprint PCS, & Discussion/Approval of Claims Audit of Verizon of California pursuant to Resolution T-16440; (6) CTF: Review/Approval of Expenses and Claims, Review/Approval of Payment Letter(s), Status Report on Financial Condition and Review/Approval of Investment Portfolio, Discussion/Approval of Implementation of Fund Transfer, Status Report on Surcharge Rate and Approved State Budget Amount, Discussion/Adoption of Revisions to Charter and Trust Agreement, Status Report on CTF Financial Audit, & Status Report on the Attestation Examinations of Pacific Bell, AT&T Communications of CA & Wirelessco, L.P., DBA Sprint PCS; (7) Executive Management Oversight and Control of Funds; and 8) Next Public Meeting Date and Agenda.

The contact person for this meeting is Hassan Mirza at (415) 703-1638.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

Equipment Program Advisory Committee  
July 12, 2001  
10 am - 4 pm

DDTP Offices  
505 14<sup>th</sup> Street, Suite 400  
**Oakland**

The Equipment Program Advisory Committee of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:  
I.) Administrative Business, II.) Public Input [Public input will always be held at 1 pm], III.) Equipment Program Manager's Report, IV.) Report On Anti-Stuttering Device Trial, V.) Report from SOP Subcommittee, VI.) Discussion about Amplified Cordless Phones Report from SOP Subcommittee, VII.) Considering Augmentative Communication Devices, VIII.) Discussion of Alaryngeal Devices Presentation of DDTP Equipment, IX.) Review of Portable VCO Survey, X.) Equipment Demonstration from Hatis, XI.) Other Business, and XII.) Adjournment.

**EPAC Meeting Information:** For more information, please contact Katy Franco at (510) 302-1100 voice or (510) 302-1101 TTY.

**Environmental Notice:** People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Workshop Notice/Public Meeting (NEW ROOM NUMBER!)**

July 19, 2001  
10 am – 12 noon

and

July 26, 2001  
10 am – 12 noon

California Public Utilities Commission  
505 Van Ness Avenue, **Hearing Room B**  
(Corner of Van Ness and McAllister Street)  
**San Francisco**

The Universal Lifeline Telephone Service (ULTS) Administrative Committee will meet to address the following: Review/Approve Meeting Minutes, Public Comments, Review/Approve the payment of Telephone Claims, Review/Approval ULTS/ULTS Marketing Board Expenses, Authorize Administrative Transfer, CPUC Report, G.O. 153 Implementation/Modification, SB669 Transition Update, Review/Acceptance of Amervest Report, Bank of America Report, Review Administrative Report, Office Transition Report, Personnel Update, Carrier Audit Update, Financial Audit Update, and ULTSMB Update. **The ULTS Committee will use July 26 as an overflow meeting date only, if necessary.** This meeting is open to the public. The Board reserves the right to limit the time allocated for public comments and each speaker. If you would like to receive an agenda or meeting packet, please notify the ULTS Trust office at (510) 452-2757 or e-mail [ultstrust@msn.com](mailto:ultstrust@msn.com).

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**NOTICE OF DRAFT RESOLUTIONS**  
(Pursuant to PU Code § 311(g))

***RESOLUTION PROHIBITING BILLING TELEPHONE COMPANIES FROM  
PROVIDING BILLING AND COLLECTION SERVICES TO CORAL  
COMMUNICATIONS, INC., ACCUTEL COMMUNICATIONS, INC. (U-5865-C),  
TELEPHONE BILLING SERVICES, INC., AND EASY ACCESS, INC.***

A draft resolution (CSD-8) by the Consumer Services Division prohibiting California billing telephone companies which provide billing and collection services to third parties, including affiliates, from providing any such services, directly or indirectly to: Coral Communications, Inc., Accutel Communications, Inc. (U-5865-C), Telephone Billing Services, Inc., and Easy Access, Inc. will be on the August 2, 2001 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote. The Commission may adopt all or part of CSD-8, amend or modify it, or set it aside

and prepare a different resolution.

The draft resolution will be served on Coral Communications, Inc., Accutel Communications, Inc. (U-5865-C), Telephone Billing Services, Inc., Easy Access, Inc, and the service list in I.98-08-004.

Interested parties may obtain a copy CSD-8 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments should be submitted to:

Dao Phan  
Consumer Services Division  
California Public Utilities Commission  
505 Van Ness Avenue, 2<sup>nd</sup> Floor  
San Francisco, CA 94102  
Telephone: (415) 703-2604  
E-mail: dao@cpuc.ca.gov

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**NEW FILINGS**

|          |            |   |
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| 06/14/01 | I01-06-021 | Order instituting investigation into the operations and practices of Arnold Ray Baeza, an individual, doing business as Best Movers |
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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

**NONE**

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**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \* ARBITRATOR'S REPORTS**

|        |             |   |
|--------|-------------|---|
| 7/6/01 | A.01-06-020 | Application of Pacific Gas and Electric Company for Approval of Open Season Procedures for Awarding Firm Capacity on its Transmission Facilities (U 39 G);<br><b>Draft Alternate Decision Of Commissioner Brown</b> |
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**ADVICE LETTER FILINGS**

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-

1889) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

|          |                    |   |
|----------|--------------------|---|
| 07/02/01 | Energy 1338E       | SAN DIEGO GAS & ELECTRIC COMPANY, Nonroutine Fixed Transition Amount True-Up Mechanism filing. <b>(anticipated effective 10/01/01)</b>                      |
| 07/02/01 | Energy 1339E 1259G | SAN DIEGO GAS & ELECTRIC COMPANY, Pacific Enterprises/Enova Corporation 2001 merger credit. <b>(anticipated effective 08/10/01)</b>                         |
| 07/02/01 | Telecom 2227       | AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract for SDN, MEGACOM 800, and 800 Readyline services. <b>(effective TBD)</b>                                   |
| 07/02/01 | Telecom 2228       | AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract for VTNS service. <b>(effective TBD)</b>   |
| 07/02/01 | Telecom 50         | BROOKS FIBER COMMS. OF BAKERSFIELD INC., To reintroduce local promotions. <b>(effective TBD)</b>  |
| 07/02/01 | Telecom 52         | BROOKS FIBER COMMS. OF FRESNO, INC., To reintroduce local promotions. <b>(effective TBD)</b>  |
| 07/02/01 | Telecom 53         | BROOKS FIBER COMMS. OF SACRAMENTO INC., To reintroduce local promotions. <b>(effective TBD)</b>   |
| 07/02/01 | Telecom 52         | BROOKS FIBER COMMS. OF SAN JOSE INC., To reintroduce local promotions. <b>(effective TBD)</b>   |
| 07/02/01 | Telecom 47         | BROOKS FIBER COMMS. OF STOCKTON, INC., To reintroduce local promotions. <b>(effective TBD)</b>  |
| 07/02/01 | Telecom 118        | MCI WORLDCOM COMMUNICATIONS, INC., To reintroduce local promotions. <b>(effective TBD)</b>  |
| 07/02/01 | Telecom 556        | SPRINT COMMUNICATIONS COMPANY, L.P., Make a correction to the tariff to increase operator service rates for various Sprint products. <b>(effective TBD)</b> |



|          |              |   |
|----------|--------------|---|
| 07/02/01 | Telecom 557  | SPRINT COMMUNICATIONS COMPANY, L.P.,<br>Introduces promotions. ( <b>effective TBD</b> )   |
| 07/03/01 | Energy 2132E | PACIFIC GAS & ELECTRIC COMPANY, Submission of<br>Notice of Proposed Construction of Calpine-Gilroy Peaking<br>Power Plant Interconnect, City of Gilroy. ( <b>anticipated<br/>effective 08/12/01</b> )             |
| 07/03/01 | Energy 2133E | PACIFIC GAS & ELECTRIC COMPANY, Submission of<br>Revision to Rate Schedule OBMC-Optional Binding<br>Mandatory Curtailment Plan and to Agreement for Schedule<br>E-OBMC. ( <b>anticipated effective 07/08/01</b> ) |
| 07/03/01 | Energy 2327G | PACIFIC GAS & ELECTRIC COMPANY, Submission of<br>Electronic Commerce System User Agreement Form<br>( <b>anticipated effective 08/12/01</b> )  |
| 07/03/01 | Energy 1341E | SAN DIEGO GAS & ELECTRIC COMPANY,<br>Modification of the optional binding mandatory curtailment<br>program pursuant to Decision 01-06-087. ( <b>anticipated<br/>effective 07/08/01</b> )                          |
| 07/03/01 | Telecom 1    | ESS.COM, LLC, Initial tariff filing. ( <b>effective TBD</b> )   |
| 07/03/01 | Telecom 558  | SPRINT COMMUNICATIONS COMPANY, L.P.,<br>Introduce Sprint ION promotion. ( <b>effective TBD</b> )  |
| 07/03/01 | Telecom 502  | XO CALIFORNIA, INC., Language change and promotion.<br>( <b>effective TBD</b> )   |
| 07/05/01 | Energy 1556E | SOUTHERN CALIFORNIA EDISON COMPANY,<br>Revisions to the Optional Binding Mandatory Curtailment<br>rate schedule and Form 14-740. ( <b>anticipated effective<br/>07/08/01</b> )                                    |
| 07/05/01 | Energy 639G  | SOUTHWEST GAS CORPORATION, Routine monthly<br>filing to reduce rates. ( <b>effective TBD</b> )  |
| 07/05/01 | Telecom 708  | CITIZENS TELECOMMUNICATIONS CO. OF CA.,<br>Offers additional features to Citizens Select plan and<br>Citizens Select Plus plan. ( <b>effective TBD</b> )  |
| 07/05/01 | Telecom 77   | CITIZENS TELECOMS. CO. OF GOLDEN STATE,<br>Offers additional features to the Citizens Select Plan and<br>Citizens Select Plus plan. ( <b>effective TBD</b> )  |

|          |              |  |
|----------|--------------|--|
| 07/05/01 | Telecom 75   | CITIZENS TELECOMS. CO. OF TUOLUMNE, Offers additional features to the Citizens Select plan and Citizens Select Plus plan. <b>(effective TBD)</b> |
| 07/05/01 | Telecom 81   | COX CALIFORNIA TELCOM II, LLC., Updates CHCF-A surcharge. <b>(effective TBD)</b>   |
| 07/05/01 | Telecom 5    | LIGHTYEAR TELECOMMUNICATIONS LLC, Updates the California surcharges. <b>(effective TBD)</b>  |
| 07/05/01 | Telecom 46   | TIME WARNER TELECOM OF CALIFORNIA, L.P., Updates the California surcharges. <b>(effective TBD)</b>   |
| 07/05/01 | Telecom 29   | TOUCH 1 COMMUNICATIONS INC., Updates CHCF-A surcharge. <b>(effective TBD)</b>  |
| 07/05/01 | Telecom 27   | USLD COMMUNICATIONS INC., Offer contract term discounted rates for inmate services. <b>(effective TBD)</b>                                       |
| 07/05/01 | Telecom 9816 | VERIZON CALIFORNIA, INC., Amendment to Government contract. <b>(effective TBD)</b>   |
| 07/05/01 | Telecom 522  | VERIZON WEST COAST, INC., ULTS Service Conversion Charge Increase. <b>(effective TBD)</b>  |
| 07/06/01 | Water 10     | ROLLING GREEN UTILITIES, INC, [SEWER] Offset increase in the Consumer Price Index for 2000. <b>(effective TBD)</b>                               |
| 07/06/01 | Water 23     | ROLLING GREEN UTILITIES, INC, [WATER] Offset increase in the Consumer Price Index for 2000. <b>(effective TBD)</b>                               |

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### **ADVICE LETTER PROTESTS**

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1889) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

|          |              |  |
|----------|--------------|--|
| 07/05/01 | Energy 2125E | PACIFIC GAS & ELECTRIC COMPANY, Establishment of a mandatory pilot rate design for a market-based rate for federal agencies. Late filed protest by Department of the |
|----------|--------------|--|

Navy.

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**ADVICE LETTER SUSPENSIONS (Pursuant to M-4801, 04/19/01)**

**NONE**

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**MISCELLANEOUS TRANSPORTATION ITEMS**  
**Filings with Rail Safety and Carriers Division**

**NONE**

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**

| <b><u>Date Filed</u></b> | <b><u>Subject</u></b>  |
|--------------------------|--|
| June 29, 2001            | Notice of a filing of a proposed Interim Market Contract by ULTS Marketing Board with Richard Heath & Associates, Inc. The Interim Market contract will design and implement a competitively neutral public awareness and outreach program.. Protests or comments should be made by July 23, 2001 and should be sent to the Director of Telecommunications Division - Jack Leutza in Room 3210 and copies to Hassan Mirza of Telecommunications Division and to Terry Wilson-Gray, ULTS Executive Director, 1970 Broadway St. Suite 650, Oakland, CA 94612. To obtain a copy of this contract, please contact Micah G. Ra-Sun at (510) 452-2757. |

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

**NONE**

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**ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

**NONE**

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**REMOVALS FROM CALENDAR**

|  |  |
|--|--|
| R.93-04-003                                      | Jones – Rulemaking on the Commission’s own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks,  |
| I.93-04-002<br>(Permanent Line<br>Sharing Phase) | Jones – Investigation on the Commission’s own motion into open access and network architecture development of dominant carrier networks,<br><b>Evidentiary Hearing set for July 10 is removed from the Calendar<br/>(also July 11)</b> |

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**NEW SETTINGS**

**NONE**

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**LAW AND MOTION**

Law and Motion Hearings are held before **Administrative Law Judge Victor Ryerson** at 10:00 a.m. in one of the Commission’s San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission’s Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

|         |            |                |
|---------|------------|----------------|
| 6/19/01 | 10:00 a.m. | NONE SCHEDULED |
| 6/26/01 | 10:00 a.m. | NONE SCHEDULED |
| 7/03/01 | 10:00 a.m. | NONE SCHEDULED |

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**FINAL ORAL ARGUMENTS (FOA)**

|                                      |                           |  |
|--------------------------------------|---------------------------|--|
| 8/20/01<br>ALJ Bennett<br>Comr Duque | 10:00 a.m.<br>A.00-10-049 | (OA) – Application of Citizens Utilities Company of California for approval of its water system master plan update for its Montara District,<br><b>Commission Courtroom, San Francisco</b> |
|--------------------------------------|---------------------------|--|

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## HEARINGS

Dates in parentheses following the word “also” are subject to change without notice. The assigned Commissioner’s name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

|   |                                   |
|---|-----------------------------------|
| <b>(PHC) = Prehearing Conference</b>        | <b>(WS) = Workshop</b>            |
| <b>(EH) = Evidentiary Hearing</b>           | <b>(FPH) = Full Panel Hearing</b> |
| <b>(PPH) = Public Participation Hearing</b> | <b>(AH) = Arbitration Hearing</b> |
| <b>(IAM) = Initial Arbitration Meeting</b>  | <b>(CA) = Closing Argument</b>    |
| <b>(M) = Mediation</b>                      |                                   |

|            |             |   |
|------------|-------------|---|
| 7/9/01     | 10:00 a.m.  | <b>(WS)</b> – Application of Southern California Edison Company (E 3338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs,  |
| ALJ Walwyn | A.00-11-038 |   |
| Comr Lynch |             |   |
|            | A.00-11-056 | <b>(WS)</b> - Emergency Application of Pacific Gas and Electric Company to Adopt a Rate Stabilization Plan. (U 39 E),   |
|            | A.00-10-028 | <b>(WS)</b> - Petition of the Utility Reform Network for Modification of Resolution E-3527,<br><b>Commission Auditorium, San Francisco</b>  |
| 7/9/01     | 10:00 a.m.  | <b>(EH)</b> – Utility Consumers’ Action Network vs. San Diego Gas & Electric (U 1001 C),<br><b>San Diego State Office Building</b><br><b>1350 Front Street, Room B-102</b><br><b>San Diego, CA</b><br><b>(also July 10-13; 9:30 a.m. – 3:30 p.m.)</b> |
| ALJ Brown  | C.00-08-040 |   |
| Comr Wood  |             |   |
| 7/9/01     | 11:00 a.m.  | <b>(PHC)</b> – Rulemaking on the Commission’s Own Motion to Govern Open Access to Bottleneck Services and Establish a Framework for Network Architecture Development of Dominant Carrier Networks,  |
| ALJ Reed   | R.93-04-003 |   |
| Comr Brown |             |   |
|            | I.93-04-002 | <b>(PHC)</b> - Investigation on the Commission’s Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks,   |
|            | R.95-04-043 | <b>(PHC)</b> - Order Instituting Rulemaking on the  |

|  |                           |   |
|--|---------------------------|---|
|  |                           | Commission's Own Motion into Competition for<br>Local Exchange Service  |
|  | I.95-04-044               | <b>(PHC)</b> - Order Instituting Investigation the<br>Commission's Own Motion into Competition for<br>Local Exchange Service,<br><b>Commission Courtroom, San Francisco</b>   |
| 7/9/01<br>ALJ Duda<br>Comr Wood        | 2:00 p.m.<br>A.01-02-024  | <b>(PHC)</b> – Joint Application of AT&T Communications<br>of California, Inc. (U 5002 C) and WorldCom, Inc. for<br>the Commission to reexamine the Recurring Costs and<br>Prices of Unbundled Switching in its First Annual<br>Review of Unbundled Network Element Costs<br>pursuant to Ordering Paragraph 11 of D.99-11-050,                                    |
|  | A.01-02-035               | <b>(PHC)</b> - Application of AT&T Communications of<br>California Inc. (U 5002 C) and WorldCom, Inc. for the<br>Commission to reexamine the Recurring Costs and<br>Prices of Unbundled Loops in its First Annual Review<br>of Unbundled Network Element Costs pursuant to<br>Ordering Paragraph 11 of D.99-11-050,<br><b>Commission Courtroom, San Francisco</b> |
| 7/10/01<br>ALJ Gottstein<br>Comr Lynch | 10:00 a.m.<br>I.00-11-001 | <b>(PHC)</b> – Order Instituting Investigation into<br>Implementation of Assembly Bill 970 Regarding the<br>Identification of Electric Transmission and<br>Distribution Constraints, Actions to Resolve those<br>Constraints, and related matters affecting the reliability<br>of Electric Supply,<br><b>Commission Courtroom, San Francisco</b>                  |
| 7/10/01<br>ALJ O'Donnell<br>Comr Duque | 10:00 a.m.<br>A.01-05-002 | <b>(PHC)</b> – In the matter of Application of California<br>Water Service Company (U 60 W), a corporation, for<br>an order authorizing it to increase rates charged for<br>water service in each of its operating districts to<br>recover increased operating expenditures at its General<br>Office,<br><b>Commission Courtroom, San Francisco</b>               |

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| 7/11/01       | 10:00 a.m.  | <b>(STATUS CONFERENCE ON RAPID DEPLOYMENT OF LOW INCOME ASSISTANCE PROGRAM)</b>  |
| ALJ Gottstein |             |  |
| Comr Wood     |             |  |
|               | A.00-11-009 | Compliance Application of Pacific Gas and Electric Company for Approval of Year 2001 Low Income Programs, in Compliance with Ordering Paragraph 4 of Decision 00-09-036 (U 39 M),  |
|               | A.00-11-011 | Application of Southern California Gas Company (U 902-E) for Authority to continue Low Assistance Programs and Funding through 2001,   |
|               | A.00-11-012 | Application of San Diego Gas & Electric Company (U 902-E) for Authority to continue Low Income Assistance Programs and Funding through 2001,   |
|               | A.00-11-020 | Southern California Edison Company Compliance Application for Approval of Year 2001 Low Income Program Plans,<br><b>Commission Courtroom, San Francisco</b><br><b>(also August 28 commencing at 10:00 a.m.)</b><br><b>Commission Courtroom, State Office Building</b><br><b>320 W 4<sup>th</sup> Street, Room 500</b><br><b>Los Angeles, CA</b>  |
| 7/11/01       | 10:00 a.m.  | <b>(EH)</b> – In the matter of the application of Catalina Red & White Cruises, Inc., a California corporation for a Certificate of Public Convenience and Necessity to operate as a vessel common carrier between Long Beach and Los Angeles (San Pedro), California on the one hand and all points and places on Santa Catalina Island on the other hand, and between all points and places at and within three miles of Santa Catalina Island; request for interim operating authority,<br><b>Commission Courtroom, San Francisco</b><br><b>(also July 12 – 13)</b> |
| ALJ Rosenthal | A.01-02-026 |  |
| Comr Bilas    |             |  |
| 7/11/01       | 1:00 p.m.   | <b>(ECP)</b> – John G. Larrabe vs. Pacific Gas and Electric Company,<br><b>Board of Equalization Building</b><br><b>31 East Channel Street, Room 264</b><br><b>Stockton, CA</b>  |
| ALJ Patrick   | C.01-05-071 |  |

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| 7/12/01       | 10:00 a.m.        | <b>(PHC)</b> – Application of NOS Communications, Inc. (U-5251 C) for Expansion of its existing Certificate of Public Convenience and necessity to Provide Facilities-Based Local Exchange Services in the State of California,<br><b>Commission Courtroom, San Francisco</b>   |
| ALJ O'Donnell | A.01-04-039       |   |
| Comr Wood     |                   |   |
| 7/12/01       | 1:30 p.m.         | <b>(PHC)</b> – Application of VarTec Telecom, Inc. for a Certificate of Public Convenience and Necessity to Offer Local Exchange and Access Services,<br><b>Commission Courtroom, San Francisco</b>   |
| ALJ O'Donnell | A.99-04-011       |   |
| Comr Wood     |                   |   |
| 7/12/01       | 10:00 a.m.        | <b>(PHC)</b> – Smurfit Stone Container Corporation vs. Southern California Edison Company (U 338 E),<br><b>Commission Courtroom, San Francisco</b>  |
| ALJ Galvin    | C.01-04-009       |   |
| Comr Wood     |                   |   |
| 7/13/01       | 10:00 a.m.        | <b>(ECP)</b> – Steven Marshall vs. Pacific Bell,<br><b>Commission Courtroom, Los Angeles</b><br><b>State Office Building</b><br><b>320 West 4<sup>th</sup> Street, Suite 500</b><br><b>Los Angeles, CA</b>  |
| ALJ Barnett   | C.01-04-018       |   |
| 7/13/01       | 10:00 a.m.        | <b>(TELEPHONIC PHC)</b> – Advantage Energy, LLC vs. San Diego Gas & Electric Co.,<br><b>Commission Courtroom, San Francisco</b>   |
| ALJ Sullivan  | C.01-04-031       |   |
| Comr Bilas    |                   |   |
| 7/13/01       | 10:00 a.m.        | <b>(PREHEARING MEET &amp; CONFER)</b> –Order instituting investigation into the adequacy of the Southern California Gas Company's and San Diego Gas & Electric Company's (SDG&E) gas transmission systems to serve the present and future gas requirements ofSDG&E's core and noncore customers,<br><b>Commission Courtroom, San Francisco</b><br><b>(also (EH) July 16 – 20; 10:00 a.m. – 4:00 p.m.)</b> |
| ALJ Brown     | I.00-11-002       |   |
| Comr Bilas    | <b>(Phase II)</b> |   |
| 7/13/01       | 11:00 a.m.        | <b>(EH)</b> – F.S. Orsay vs. Pacific Bell Telephone Company,<br><b>Commission Courtroom, Los Angeles</b><br><b>State Office Building</b><br><b>320 West 4<sup>th</sup> Street, Suite 500</b><br><b>Los Angeles, CA</b>  |
| ALJ Barnett   | C.01-01-047       |   |
| Comr Brown    |                   |   |



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| 7/18/01<br>ALJ McKenzie<br>Comr Lynch | 10:00 a.m.<br>A.01-02-030 | <b>(PHC)</b> – Regarding Application of Southern California Edison Company (U 338-E) for an Order under Section 701 of the Public Utilities Code Granting Southern California Edison Company Authorization to Recover TRRRMA Costs,<br><b>Commission Courtroom, San Francisco</b>   |
| 7/19/01<br>ALJ DeUlloa<br>Comr Lynch  | 10:00 a.m.<br>A.00-11-038 | <b>(PHC)</b> – Application of Southern California Edison Company (E 3338-E) for authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs,   |
|                                       | A.00-10-056               | <b>(PHC)</b> - Emergency application of Pacific Gas and Electric Company to adopt a rate stabilization plan (U 39 E),   |
|                                       | A.00-10-028               | <b>(PHC)</b> - Petition of The Utility Reform Network for modification of Resolution E-3527,<br><b>Commission Courtroom, San Francisco</b><br><b>(also July 23 to July 27)</b>  |
| 7/24/01<br>ALJ Ryerson                | 1:30 p.m.<br>C.01-05-048  | <b>(ECP)</b> – PPG Industries, Inc. vs. PG&E,<br><b>Commission Courtroom</b><br><b>State Office Building, Room 1027</b><br><b>2550 Mariposa Mall</b><br><b>Fresno, CA</b>   |
| 7/25/01<br>ALJ McVicar<br>Comr Bilas  | 1:30 p.m.<br>A.00-08-056  | <b>(PHC)</b> - Cypress Ridge Service Co., Inc., for a Certificate of Public Convenience and Necessity to Construct and Operate a Public Utility Sewer System in the Unincorporated Area of San Luis Obispo County, near Arroyo Grande, California and to Establish Rates for Service and to Issue Stock,  |
|                                       | A.01-02-006               | <b>(PHC)</b> - Rural Water Company, Inc., a California Corporation, for a Certificate of Public Convenience and Necessity to Construct and Operate a Public Utility Sewer System in the Unincorporated Area of San Luis Obispo, near Arroyo Grande, California, and to Establish Rates for Service,<br><b>Commission Courtroom, San Francisco</b> |
| 7/26/01<br>ALJ Thomas<br>Comr Lynch   | 10:00 a.m.<br>A.01-03-008 | <b>(PHC)</b> – In the matter of Application of Pacific Gas and Electric Company (U 39 E) for Commission approval for Irrevocable Lease for Metromedia Fiber   |

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|                                     |   | Network Services, Inc. to use Fiber Optic Cable on Certain PG&E Transmission Facilities Under Terms of an Optical Fiber Installation and IRU Agreement,<br><b>Commission Courtroom, San Francisco</b>   |
| 7/26/01<br>ALJ Patrick              | 1:00 p.m.<br>C.01-06-040                      | (ECP) – Baron Martins vs. Pacific Bell Wireless,<br><b>Human Resources Conference Room<br/>City of Palo Alto Civic Center, 1<sup>st</sup> Floor<br/>250 Hamilton Avenue<br/>Palo Alto, CA</b>   |
| 7/27/01<br>ALJ Thomas<br>Comr Lynch | 10:00 a.m.<br>A.00-10-031                     | (PHC) – Application of Pacific Gas and Electric Company (U 39 E) for Commission Approval of Irrevocable License of Optical Fiber to Storage Networks Connections, LLC,<br><b>Commission Courtroom, San Francisco</b>  |
| 7/30/01<br>ALJ Jones<br>Comr Bilas  | 9:00 a.m.<br>R.93-04-003                      | (EH) – Rulemaking on the Commission’s own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks,  |
|                                     | I.93-04-002<br>(Permanent Line Sharing Phase) | (EH) – Investigation on the Commission’s own motion into open access and network architecture development of dominant carrier networks,<br><b>Commission Courtroom, San Francisco<br/>(also July 31 – August 3)</b>   |
| 7/31/01<br>ALJ Grau<br>Comr Bilas   | 10:00 a.m.<br>C.01-01-008                     | (EH) – Gorgee Enterprises, Inc., a California corporation dba People’s Taxi Service; G & S Transit, Inc., a California corporation dba City Cab Co., and Tri-City Transit, Inc., dba Yellow-Checker Cab vs. Aram Davtyan, an individual, dba Americas Dream Limousine Service,<br><b>State Office Building<br/>320 West 4<sup>th</sup> Street, Room 500<br/>Los Angeles, CA<br/>(also August 1)</b> |
| 8/2/01<br>ALJ Grau<br>Comr Brown    | 10:00 a.m.<br>C.01-04-003                     | (EH) – Howard Paul Shore vs. Pacific Bell Telephone Company,<br><b>State Office Building<br/>320 W 4<sup>th</sup> Street, Room 500<br/>Los Angeles, CA</b>  |

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| 8/6/01<br>ALJ Galvin<br>Comr Wood      | 10:00 a.m.<br>A.01-02-012 | <b>(EH)</b> – In the matter of the application of Verizon California Inc. (U 1002 C) a corporation, for authority to re-categorize inside wire maintenance plans and billable repair service from Category II to Category III service offerings,<br><b>Commission Courtroom, San Francisco</b><br><b>(also August 7-9)</b>   |
| 8/6/01<br>ALJ Ryerson                  | 10:00 a.m.<br>C.01-07-001 | <b>(ECP)</b> – Kern County Water Agency vs. Pacific Gas & Electric Company,<br><b>Fresno State Office Building</b><br><b>2550 Mariposa Mall, Room 1027</b><br><b>Fresno, CA</b>  |
| 8/8/01<br>ALJ Prestidge<br>Comr Bilas  | 10:00 a.m.<br>A.01-06-029 | <b>(PHC)</b> – Application of Wild Goose Storage, Inc. to amend its Certificate of Public Convenience and Necessity to Expand and Construct Facilities for Gas Storage Operation,<br><b>Commission Courtroom, San Francisco</b>  |
| 8/15/01<br>ALJ Wetzell<br>Comr Wood    | 9:00 a.m.<br>A.00-10-045  | <b>(EH)</b> – Application of San Diego Gas & Electric Co. (U 902-E) for an order implementing Assembly Bill 265,   |
|  | A.01-01-044               | <b>(EH)</b> - Application of San Diego Gas & Electric Co. (U 902-E) for authority to implement an electric rate surcharge to manage the balance in the energy rate ceiling revenue shortfall account,<br><b>Commission Courtroom, San Francisco</b><br><b>(also August 16, 17, 22 &amp; 23)</b>  |
| 8/21/01<br>ALJ Walker<br>Comr Duque    | 10:00 a.m.<br>A.00-11-053 | <b>(EH)</b> – Application of the Del Oro Water Co., Inc. (U 61W) for a Determination by the Commission that Certain Main Extension Agreements between itself and others are neither Invalid nor Fail to Comply with the Utility's Rule 15 and/or the Commission's Decisions, Rules, and Regulations pertaining to Water Main Extension Agreements,<br><b>Commission Courtroom, San Francisco</b><br><b>(also August 22, 23 &amp; 24)</b> |
| 8/22/01<br>ALJ O'Donnell<br>Comr Duque | 10:00 a.m.<br>A.01-03-026 | <b>(EH)</b> – Application of PacifiCorp (U- 901-E) for an order authorizing an immediate interim rate increase, subject to refund and for consideration of a rate stabilization plan,  |

**Commission Courtroom, San Francisco  
(also August 23 – 24)**

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| 8/27/01<br>ALJ Bushey<br>Comr Brown | 7:00 p.m.<br>R.01-05-046    | <b>(PPH) –Rulemaking on the Commission’s Own Motion to<br/>comply with the Mandates of Senate Bill 1712,<br/>Holiday Inn, Fresno Airport, Valley Center Room<br/>5090 E. Clinton Avenue<br/>Fresno, CA</b>   |
|                                     | Aug. 28, 2001<br>2:00 p.m.  | Maidu Community Center<br>Reception Hall<br>1550 Maidu Drive<br>Roseville, CA  |
|                                     | Sept. 10, 2001<br>2:00 p.m. | San Diego Concourse Copper<br>& Silver Rooms<br>202 C Street<br>San Diego, CA  |
|                                     | Sept. 11, 2001<br>2:00 p.m. | Alhambra City Hall Council<br>Chambers<br>111 South First Street<br>Alhambra, CA   |
|                                     | Sept. 12, 2001<br>7:00 p.m. | Indio High School Auditorium<br>81-750 Avenue 46<br>Indio, CA  |
|                                     | Sept. 20, 2001<br>2:00 p.m. | Double Tree Hotel<br>2050 Gateway Place<br>San Jose, CA  |
|                                     | Sept. 24, 2001<br>2:00 p.m. | City Hall Council Chambers<br>531 K Street, 2 <sup>nd</sup> Floor<br>Eureka, CA  |
| 8/27/01<br>ALJ Allen<br>Comr Brown  | 2:00 p.m.<br>R.01-05-047    | <b>(PPH) –Order Instituting Rulemaking on the Commission’s<br/>Own Motion to Determine whether Baseline Allowances for<br/>Residential Usage of Gas and Electricity should be revised,<br/>Holiday Inn, Fresno Airport, Valley Center Room<br/>5090 E. Clinton Avenue<br/>Fresno, CA</b> |
|                                     | Aug. 28, 2001<br>7:00 p.m.  | Maidu Community Center<br>Reception Hall   |

|                                      |                             |   |
|--------------------------------------|-----------------------------|---|
|                                      |                             | 1550 Maidu Drive<br>Roseville, CA   |
|                                      | Sept. 10, 2001<br>7:00 p.m. | San Diego Concourse Copper<br>& Silver Rooms<br>202 C Street<br>San Diego, CA   |
|                                      | Sept. 11, 2001<br>7:00 p.m. | Alhambra City Hall Council<br>Chambers<br>111 South First Street<br>Alhambra, CA  |
|                                      | Sept. 12, 2001<br>2:00 p.m. | Indio High School Auditorium<br>81-750 Avenue 46<br>Indio, CA   |
|                                      | Sept. 20, 2001<br>7:00 p.m. | Double Tree Hotel<br>2050 Gateway Place<br>San Jose, CA   |
|                                      | Sept. 24, 2001<br>7:00 p.m. | City Hall Council Chambers<br>531 K Street, 2 <sup>nd</sup> Floor<br>Eureka, CA   |
| 8/28/01<br>ALJ Barnett<br>Comr Duque | 2:00 p.m.<br>A.96-10-038    | <b>(PHC)</b> – Joint Application of Pacific Enterprises,<br>Enova Corporation, Mineral Energy Company, B<br>Mineral Energy Sub and G Mineral Energy Sub for<br>approval for a plan for merger of Pacific Enterprises<br>and Enova Corporation with and into B Energy Sub<br>("Newco Pacific Sub") and G Energy Sub (Newco<br>Enova Sub ("Newco Enova Sub"), the wholly-owned<br>subsidiaries of a newly created holding company,<br>Mineral Energy Company,<br><b>Commission Courtroom, San Francisco</b> |
| 9/5/01<br>ALJ Barnett<br>Comr Wood   | 10:00 a.m.<br>A.00-10-008   | <b>(EH)</b> – Application of San Diego Gas & Electric<br>Company (U 902-E) in the Third Annual Transition<br>Cost proceeding addressing (1) the Transition Cost<br>Balancing Account (TCBA), and (2) the<br>reasonableness of San Diego Gas & Electric<br>Company's energy procurement practices,<br><b>Commission Courtroom, San Francisco</b><br><b>(also September 6, September 10 - 11)</b>   |

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| 11/27/01   | 10:00 a.m.  | (EH) – In the matter of the application of Southern |
| ALJ Walker | A.00-06-023 | California Gas Company regarding year six (1999-    |
| Comr Bilas |             | 2000) under its experimental gas cost incentive     |
|            |             | mechanism and related gas supply matters,           |
|            |             | <b>Commission Courtroom, San Francisco</b>          |
|            |             | <b>(also November 28 – 30)</b>                      |

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### NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the “Filing of Notice of Denial of Request for Ex Parte Meeting.” The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission’s Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.***

NONE

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### NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

#### All-Party Meeting – A.00-06-032

July 10, 2001  
11 am – 12 noon

California Public Utilities Commission  
505 Van Ness Avenue, Hearing Room C  
**San Francisco**

There will be an all-party meeting with Commissioner Henry M. Duque and Laura Krannawitter, Advisor to Commissioner Duque, to discuss the Proposed Decision of ALJ Carol A. Brown on Cost-Based Peaking Rate, A.00-06-032. All parties are invited to meet with Commissioner Duque on this matter. No individual meetings will be granted. All participants must provide Commissioner Duque’s office with the names of individuals who will be participating, their affiliation, and telephone/fax number to be reached in the event of changes to this meeting. Please contact Mary Lou Tousey at (415) 703-2593 or e-mail her at mlt@cpuc.ca.gov NO LATER than the end of business on Monday, July 9, 2001, so that there is adequate time to advise the Commissioner’s office of the attendees.

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### NOTICE OF EX PARTE COMMUNICATIONS

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

07/05/01          A98-04-048          Pacific Bell, for authority to categorize residence  
inside wire repair as a category III service.

**Summary:** On July 2, 2001, Cynthia Marshall, Senior Vice President-Regulatory and Constituency Relations of Pacific Bell Telephone Company (PacBell), met with Fassil Fenikile, advisor to Cmmr. Duque, in San Francisco. Also present was Linda Vanderloop, Executive Director-Regulatory Matters, for PacBell. Referring to the Office of Ratepayer Advocates' (ORA) motion for a stay of Decision 99-06-053 and petition to modify D99-06-053, PacBell representatives asserted that ORA's position has been considered by the Commission on several occasions and the Commission rejected the ORA's position. PacBell representatives also pointed out that in 1993, the Commission found that residence inside wire repair is one market with two payment options. PacBell representatives also noted the competitive nature of inside wiring repair and the fact that consumers have many choices for repair of their inside wire.

**Filer: Pacific Bell Telephone Company**

**Contact: Gina Lau Lee**

**Phone: (415) 542-3350**

07/06/01          I87-11-033          Commission investigation into alternative regulatory  
frameworks for local telecommunications exchange  
carriers

**Summary:** On July 3, 2001, Regina Birdsell, Director, Office of Ratepayer Advocates (ORA), met with Cmmr. Brown in San Francisco. Also present was Robert Wullenjohn, advisor to Cmmr. Brown, Thomas Lew, Program Manager, and Hallie Yacknin, Assistant General Counsel, of ORA. Written material (attached to the notice) was used. ORA stated that it supports the draft decision regarding ORA's petition to modify D01-02-041 and opposes the alternate decision. ORA explained that Pacific Bell has declined to discuss any specific objections it may have to ORA's discovery on the new regulatory framework audit based on its interpretation of D01-02-041 that bars ORA discovery prior to the commencement of a proceeding. ORA stated that the alternate does not resolve the legal issue, which is the issue raised by ORA's petition. ORA stated that the alternate would prohibit ORA from conducting discovery in the matter of the audit of Pacific Bell. ORA stated that ORA is fully expected to litigate the matter. ORA explained that its discovery is focused on matters of particular ratepayer interest and not duplicative of the audit being conducted by the Telecommunications Division.

**Filer: Office of Ratepayer Advocates**

**Contact: Rosario Espino**

**Phone: (415) 703-1858**

**e-mail: mre@cpuc.ca.gov**

**Summary:** On July 3, 2001, Regina Birdsell, Director, Office of Ratepayer Advocates

(ORA), met with Cmmr. Duque and Cmmr. Lynch in two separate meetings in San Francisco. Also present at the meeting with Cmmr. Duque were Lynne McGhee and Fassil Fenikile, advisors to Cmmr. Duque, and Lee-Whei Tan, Public Utility Regulatory Analyst of ORA. At the meeting with Cmmr. Lynch also present was Trina Horner, advisor to Cmmr. Lynch. Hallie Yacknin, Assistant General Counsel of ORA, participated in both meetings. Written material (attached to the notice) was used. ORA stated that it opposes the alternate decision regarding ORA's petition to modify D01-02-041. ORA explained that Pacific Bell has declined to discuss any specific objections it may have to ORA's discovery on the new regulatory framework audit based on its interpretation of D01-02-041 that bars ORA discovery prior to the commencement of a proceeding. ORA stated that the alternate does not resolve this legal issue. ORA explained that, to the extent Pacific Bell has a specific objection to ORA's discovery requests and such dispute cannot be informally resolved, section 309.5(e) provides for formal resolution of such disputes.

**Filer: Office of Ratepayer Advocates**

**Contact: Rosario Espino**

**Phone: (415) 703-1858**

**e-mail: mre@cpuc.ca.gov**

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